

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

---

DEJA BARBOUR, SHINNEL GONZALEZ, and  
RAKAYYAH MASSEY,

**Index No. : 07 CV 3014**

**AFFIDAVIT OF SERVICE**

Plaintiffs,

-against-

THE CITY OF NEW YORK, et al.,

Defendants.

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State of New York     )  
                                  ) ss.:  
County of New York    )

Luis R. Ayala, being duly sworn, deposes and says that the deponent is not a party to this action, is over the age of eighteen years, is an independent process server (New York state license number 1024905), and resides in the State of New Jersey:

(1) That on the 6th day of June 2007 at 4:10 p.m., deponent served a Summons and Complaint in the above-captioned matter upon Mark Burnett, Anthony Carra, Kevin Christopher, Antonio Nolletti, Anthony Farrelly, John Heffner, Lavalley Larrier, and Gilbert Lopez, at their place of employment, City of White Plains Police Headquarters, 77 South Lexington Ave., basement, White Plains, NY 10601. All eight sets of documents were accepted by a white female officer, approximately 25-30 years old, approximately 5'7" tall, 150 pounds, with short black hair and pregnant and dressed in civilian clothes. There was a white male sergeant (badge #14), approximately 45 years old, 5'8" tall, 190 pounds with glasses and balding brown hair who witnessed the service.

(2) That on the 21st day of June 2007, deponent mailed true copies of the Summons

and Complaint in separate envelopes to defendants Mark Burnett, Anthony Carra, Kevin Christopher, Antonio Nolletti, Anthony Farrelly, John Heffner, Lavalley Larrier, and Gilbert Lopez to the same address where they were served. The envelopes were marked "Personal and Confidential" and without any indication that communication was from an attorney or concerned any action against the individuals. The envelopes were placed in a U.S. mailbox at the post office located at 6<sup>th</sup> Ave. and 23<sup>rd</sup> Street, New York, NY 10011.

  
\_\_\_\_\_  
Luis R. Ayala  
158 Carteret St., Glen Ridge, NJ 07028

Sworn to and Subscribed Before Me  
the 21st day of June 2007

  
\_\_\_\_\_  
Notary Public

SUSAN C. BAILEY  
**NOTARY PUBLIC-STATE OF NEW YORK**  
No. 01BA6121503  
Qualified in New York County  
Commission Expires January 18, 2009

**United States District Court****SOUTHERN****DISTRICT OF****NEW YORK**Deja Barbour, Shinnel Gonzalez, and Rakayyah  
Massey**SUMMONS IN A CIVIL CASE****V.****CASE NUMBER:**

The City of White Plains, et. al.

**07 CV 3014****TO:** (Name and address of defendant)mark Burnett  
City of white Plains Police Headquarters  
77 South Lexington Avenue  
white Plains, NY 10601**JUDGE ROBINSON****YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK

(BY) DEPUTY CLERK

**APR 16 2007**

DATE

AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

<b>RETURN OF SERVICE</b>		
Service of the Summons and Complaint was made by me <sup>1</sup>	DATE	
NAME OF SERVER (PRINT)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: _____            _____         </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.            Name of person with whom the summons and complaint were left: _____            _____         </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: _____            _____            _____         </div> <div> <input type="checkbox"/> Other (specify): _____            _____            _____         </div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL
<b>DECLARATION OF SERVER</b>		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">           Executed on _____  <div style="text-align: center; font-size: small;">Date</div> </div> <div style="width: 45%;">           _____  <div style="text-align: center; font-size: small;">Signature of Server</div> </div> </div> <div style="text-align: center; margin-top: 20px;">           _____  <div style="font-size: small;">Address of Server</div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

Deja Barbour, Shinnel Gonzalez, and Rakayyah  
Massey

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

The City of White Plains, et. al.

**07 CV 3014**

TO: (Name and address of defendant)

Anthony Carra  
City of white Plains Police Headquarters  
77 South Lexington Avenue  
white Plains, NY 10601

**JUDGE ROBINSON**

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

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<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
<input type="checkbox"/> Other ( <i>specify</i> ): _____ _____ _____		
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TRAVEL	SERVICES	TOTAL
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(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

Deja Barbour, Shinnel Gonzalez, and Rakayyah  
Massey

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

The City of White Plains, et. al.

**07 CV 3014**

TO: (Name and address of defendant)

Kevin Christopher  
City of white Plains Police Headquarters  
77 South Lexington Avenue  
White Plains, NY 10601

**JUDGE ROBINSON**

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK

(BY) DEPUTY CLERK

**APR 16 2007**

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TRAVEL	SERVICES	TOTAL
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____  <div style="display: flex; justify-content: space-between; width: 80%; margin-left: 0;"> <div style="text-align: center;">Date</div> <div>Signature of Server _____</div> </div> <div style="text-align: center; margin-top: 20px;">Address of Server _____</div> </p>		

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# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

Deja Barbour, Shinnel Gonzalez, and Rakayyah  
Massey

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

The City of White Plains, et. al.

**07 CV 3014**

TO: (Name and address of defendant)

Antonio Nolletti  
City of white Plains Police Headquarters  
77 South Lexington Avenue  
White Plains, NY 10601

**JUDGE ROBINSON**

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

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*Check one box below to indicate appropriate method of service*

- ☐ Served personally upon the defendant. Place where served: \_\_\_\_\_
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_
- ☐ Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Server

\_\_\_\_\_  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

Deja Barbour, Shinnel Gonzalez, and Rakayyah  
Massey

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

The City of White Plains, et. al.

**07 CV 3014**

TO: (Name and address of defendant)

Anthony Farrelly  
City of white Plains Police Headquarters  
77 South Lexington Avenue  
White Plains, NY 10601

JUDGE ROBINSON

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

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# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

Deja Barbour, Shinnel Gonzalez, and Rakayyah  
Massey

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

The City of White Plains, et. al.

**07 CV 3014**

TO: (Name and address of defendant)

John Heffner  
City of white Plains Police Headquarters  
77 South Lexington Avenue  
White Plains, NY 10601

JUDGE ROBINSON

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

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**STATEMENT OF SERVICE FEES**

TRAVEL

SERVICES

TOTAL

**DECLARATION OF SERVER**

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# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

Deja Barbour, Shinnel Gonzalez, and Rakayyah  
Massey

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

The City of White Plains, et. al.

**07 CV 3014**

TO: (Name and address of defendant)

Laralle Larrier  
City of white Plains Police Headquarters  
77 South Lexington Avenue  
White Plains, NY 10601

JUDGE ROBINSON

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

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Deja Barbour, Shinnel Gonzalez, and Rakayyah  
Massey

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

The City of White Plains, et. al.

**07 CV 3014**

TO: (Name and address of defendant)

Gilbert Lopez  
City of white Plains Police Headquarters  
77 South Lexington Avenue  
White Plains, NY 10601

JUDGE ROBINSON

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

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